UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

STEVEN E. GREER, **MD**

Plaintiff;

v.

Dennis Mehiel, an individual **Robert Serpico**, an individual, **The Battery Park City Authority**, a New York State authority, **Howard Milstein**, an individual, **Steven Rossi**, an individual, **Janet Martin**, an individual, **Milford Management**, a New York corporation, and **Mariners Cove Site B Associates**, a New York corporation.

Defendants.

CIVIL ACTION NO.

15-CV-6119 (AJN)(JLC)

PLAINTIFF'S SECOND SET OF INTERROGATORIES FOR THE BATTERY PARK CITY AUTHORITY

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PLAINTIFF'S FIRST SET OF INTERROGATORIES FOR ROBERT SERPICO

Plaintiff Steven Greer ("Plaintiff"), in accordance with Rules 26 and 33 of the Federal Rules of Civil Procedure ("FRCP") and Local Civil Rule 33.3 for the Southern District of New York, hereby request that Defendant The Battery Park City Authority ("BPCA" and "Defendant") provide answers to the following Interrogatories in writing, under oath, to be served by January 16, 2016 upon the offices of the Plaintiff via email and by regular mail at 4674 Tatersall Court, Columbus, Ohio 43230.

DEFINITIONS AND INSTRUCTIONS

The definitions set forth in Local Civil Rule 26.3 for the Southern and Eastern Districts of New York, together with the other definitions set forth below, shall be applicable unless specifically indicated:

1) The term "communication" means the transmittal of information (in the form of facts, ideas, inquiries or otherwise). A request for "communications" encompasses any document(s) attached to, appended to, or enclosed with any responsive transmittal.

2) The terms "plaintiff' and "defendant" as well as a party's full or abbreviated name or a pronoun referring to a party mean the party and, where applicable, its officers, elected officials, directors, employees, partners, corporate parent, subsidiaries or affiliates. This definition is not intended to impose a discovery obligation on any person who is not a party to the litigation.

3) The term "concerning" means relating to, referring to, describing, evidencing or constituting.

4) The terms "all," "any, and "each" shall each be construed as encompassing any and all.

5) The connectives "and" and "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the discovery request all responses that might otherwise be construed to be outside of its scope.

6) The use of the singular form of any word includes the plural and vice versa.

The following instructions are applicable to these Interrogatories:

1) Any legal entity referenced herein shall be construed as encompassing, where applicable, the officers, elected officials, directors, managers, employees, partners, corporate parent, subsidiaries or affiliates of that entity.

2) To the maximum extent permitted by FRCP 26(e), these Interrogatories are to be deemed continuing so as to require further and supplemental production promptly if additional information called for herein is discovered or obtained, or if Defendant learns that any response to these Interrogatories is inaccurate or incomplete.

3) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.

4) Except where as noted, the period of time covered by each specification is to date.

INTERROGATORIES

Interrogatory No. 1

At some point during January or February of the year 2014, did any BPCA employee, (notably Kevin McCabe, Robert Serpico, Shari Hyman, Robin Forst, Seema Singh, Alix Pustilnik, and Dennis Mehiel, among others) learn in advance of Plaintiff even knowing that Mariners Cove Site B Associates and Milford Management were not going to renew Plaintiff's lease for his apartment? Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Interrogatory No. 2

Did any news story posted on BatteryPark.TV that mentioned the BPCA cause any BPCA employees to convene a meeting or send emails? Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Interrogatory No. 3

What is the name of the in-house BPCA staff, or current company or companies to which the BPCA has awarded contracts, or hired without contract, for managing the computer servers and databases of the BPCA? Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Interrogatory No. 4

Has any BPCA employee been instructed since the year 2012 to delete archived email of any sort and/or email that relates to Plaintiff by name or BatteryPark.TV by name? Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Interrogatory No. 5

Has any BPCA employee been instructed to think of and design a plan to specifically not allow

Plaintiff into public board meetings? Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Interrogatory No. 6

Does any board member or employee of the BPCA have routine meetings with managers of the building at 200 Rector Place. Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Interrogatory No. 7

The addresses, email contacts, and phone contact information for the following BPCA current or former staff: Dennis Mehiel, Shari Hyman, Robert Serpico, Kevin McCabe, Alix Pustilnik, Seema Singh, Robin Forst, Brenda McIntyre, Tessa Huxley, Vince McGowan, Anne Fenton, Matthew Monahan, Kirk Swanson, Demetrios Boutris, Andrew Rafalaf, The wife of Deshay Crabb, Deshay Crabb, Elizabeth Papanicolaou, Nancy Harvey, and Allison Ford. Local rule 33.3 allows for this to be asked since it seeks to identify witnesses.

Steven Greer

February 17th, 2017 Steven Greer